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15 **UNITED STATES DISTRICT COURT**
16 **CENTRAL DISTRICT OF CALIFORNIA**

17 NELSON CHILIN,

18 Plaintiff,

19 vs.

20 DONUT FACTORY, LLC; TAMER A.
21 DIAB, AS TRUSTEE OF THE TAMER &
22 SENETTE SANA DIAB FAMILY
23 TRUST; and DOES 1 to 10,

24 Defendants.

25 **Case No.: 5:23-cv-01754 SB (MRWx)**

26 **NOTICE OF VOLUNTARY
27 DISMISSAL OF ENTIRE ACTION
28 WITHOUT PREJUDICE**

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30 **PLEASE TAKE NOTICE** that NELSON CHILIN (“Plaintiff”) pursuant to
31 Federal Rule of Civil Procedure Rule 41(a)(1) hereby voluntarily dismisses the entire
32 action *without prejudice* pursuant to Federal Rule of Civil Procedure Rule 41(a)(1) which
33 provides in relevant part:

34 (a) **Voluntary Dismissal.**

35 (1) *Without a Court Order.* Subject to Rules 23(e), 23.1(c), 23.2, and 66
36 and any applicable federal statute, the plaintiff may dismiss an action
37 without a court order by filing:

(i) A notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.

None of the Defendants has either answered Plaintiff's Complaint, or filed a motion for summary judgment. Accordingly, this matter may be dismissed without an Order of the Court.

DATED: December 12, 2023

SO. CAL. EQUAL ACCESS GROUP

By: /s/ Jason J. Kim
Jason J. Kim, Esq.
Attorneys for Plaintiff